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8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,  
11 Plaintiff,  
12 v.  
13 MITCHELL JENKINS,  
14 Defendant.  
15

Case No. 2:24-cv-00346-JCM-EJY  
**Stipulation to Extend Time to File  
Reply Brief**  
(First Request)

16 IT IS HEREBY STIPULATED AND AGREED, by and between Sue Fahami, Acting  
17 United States Attorney, and Skyler Pearson, Assistant United States Attorney, counsel for the  
18 United States of America, and Rene L. Valladares, Federal Public Defender, and Joy Chen,  
19 Assistant Federal Public Defender, counsel for Mitchell Jenkins, request that the due date for  
20 Mr. Jenkins' reply brief, be extended fourteen (14) days, to March 24, 2025.

21 This Stipulation is entered into for the following reasons:

22 1. This case involves an appeal from a bench trial in which Mr. Jenkins was  
23 found guilty of one count of resisting arrest, 43 C.F.R. 8365.1-4(a)(4). In their principal  
24 briefs, the parties have disagreed about novel evidentiary issues, the proper interpretation of  
25 the regulation, for which there is little governing caselaw, and the sufficiency of the evidence  
26 presented at trial.

1           3.       Given the relative complexity of this appeal, defense counsel requires  
2 additional time to review the government's answering brief, research the issues, and prepare  
3 the reply brief.

4           4.       The defendant is out of custody and does not oppose the continuance  
5 This is the first request for a continuance filed herein.

6           DATED this 26th day of February 2025.

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8           RENE L. VALLADARES  
9 Federal Public Defender

SUE FAHAMI  
Acting United States Attorney

10           By /s/ Joy Chen  
11 JOY CHEN  
12 Assistant Federal Public Defender

By /s/ Skyler Pearson  
SKYLER PEARSON  
Assistant United States Attorney

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 MITCHELL JENKINS,


7 Defendant.  
8

Case No. 2:24-cv-00346-JCM-EJY

ORDER

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10 IT IS THEREFORE ORDERED that upon consideration of Defendant's Request to  
11 Extend Time to File Reply Brief, that the Defendant's deadline to file his reply brief is extended  
12 to March 24, 2025.

13 DATED February 26, 2025.

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16 UNITED STATES DISTRICT JUDGE  
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